

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Civil Writ Jurisdiction Case No.18511 of 2022**

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Surjeet Shyamal S/o Shivchandra Prasad Navin, Resident of Village-  
Hasanpur Surat, Yadav Chowk, P.S. Patori, District- Samastipur.

... .. Petitioner/s

Versus

1. The Union of India through Secretary, Ministry of Finance Department, Govt. of India, New Delhi.
2. The State of Bihar through the Principal Secretary, Finance Department, Old Secretariat, Patna.
3. The Director General of Police, (Economic Offence Unit) Bihar, Patna.
4. The District Magistrate, Samastipur, Bihar.
5. The Registrar, Cooperative Societies, Bihar, Patna.
6. The District Cooperative Officer, Samastipur.
7. The Cooperative Extension Officer, Patori, Samastipur.
8. The Reserve Bank of India, New Delhi.
9. The Cooperative Extension Officer, Mohanpur, Samastipur.
10. Sahara India Financial Corporation Limited through its Chairman, Sahara India Bhawan-1, Kapoorthala Complex, Aliganj, Lucknow-226024 (U.P.).
11. The Managing Director, Sahara Credit Cooperative Society Ltd. Sahara India Bhawan-1, Kapoorthala Complex, Aliganj, Lucknow-226024 (U.P.).
12. Saharayan Universal Multi Purpose Society Ltd. 195 Zone-1, Maharana Pratap Nagar, Bhopal-462011 (M.P.)
13. Humara India Credit Co-operative Society, Humanitarian, Mutul-Aid Social Action Association, Kolkata- 700020.
14. The Branch Manager, Sahara India, Sahpur, Patori, District- Samastipur.
15. The Officer In-Charge, Patori Police Station, Samastipur.
16. The Sub-Divisional Officer, Patori, Samastipur.
17. The Deputy Registrar, Cooperative Society, Bihar.
18. The Central Registrar, Cooperative Societies, New Delhi.
19. The Regional Officer, Reserve Bank of India, Bihar, Patna.

... .. Respondent/s

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**Appearance :**

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| For the Petitioner/s | : | Mrs. Mahasweta Chatterjee, Advocate |
| For the Respondent/s | : | Dr. K.N. Singh, ASG                 |
|                      |   | Mr. Amit Prakash, Advocate          |
|                      |   | Mr. Manish Kumar Singh, Advocate    |
|                      |   | Mr. Sarvesh Kumar Singh, AAG-13     |

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**CORAM: HONOURABLE THE CHIEF JUSTICE**  
**and**  
**HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

**(Per: HONOURABLE THE CHIEF JUSTICE)**

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(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/ Hon'ble Judges through Video Conferencing from their residential offices/residences. Also, the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

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2      20-01-2023

Heard learned counsel for the parties.

Petitioner has prayed for the following relief(s):-

- i) That an appropriate writ may be issued commanding upon the respondent no.4 District Magistrate to take necessary steps to refund the maturity amount of the investors immediately, in compliance of the guideline issued on 29.01.2022 by Institutional Finance Directorate, Finance Department, Government of Bihar and public notice published in Daily "Hindustan" dated 02.02.2022 for returning the maturity amount to the investors.
- ii) That an appropriate writ may be issued commanding upon the respondent authorities restraining the respondent no. 10 from compelling



the investors to invest their maturity amount with respondent no. 11 to 13 in the name of Sahara Indian all over Indian though the Reserve Bank of India has restrained respondent no. 10 from accepting any deposits as far back as in the year 2008.

- iii) That an appropriate writ may be issued to take necessary action for running Sahara India Office/ Branch openly after cancellation of license after making necessary enquiry in this regard after constituting a committee.
- iv) That an appropriate writ may be issued commanding upon the competent authority (District Magistrate) under Bihar Protection of Interest of Depositors Act, herein after referred on the Act to take the complaint of the depositors and ensure their payment within the stipulated period as provided under the Act.
- v) That an appropriate writ may be issued commanding upon the respondent no. 4 to take necessary action against respondent no. 10 to 13



in case the complaint made by the petitioner are found to be correct by way of lodging F.I.R. as directed by the Respondent no.6 District Cooperative Officer, Samastipur.

vi) Any other relief/ reliefs for which the petitioner is found entitled to under the facts and circumstances of the case.

After the matter was heard for some time, finding the Court not to be in favour of the submissions made across the Bar, learned counsel for the petitioner, under instructions, seeks permission to withdraw the present petition reserving liberty to initiate appropriate proceedings before the appropriate forum, in accordance with law.

Permission granted.

We are sure that as and when any such proceedings are initiated, before the appropriate forum/Tribunal, the same shall be considered and decided expeditiously, in accordance with law.

Needless to add, period for which the petitioner has been pursuing the matter before this Court, shall be excluded for the purpose of computing limitation.

It is made clear that we have not expressed any



opinion on merits. All issues are left open.

The petition stands disposed of as withdrawn with  
the liberty aforesaid.

Interlocutory application(s), if any, shall stand  
disposed of.

**(Sanjay Karol, CJ)**

**(Partha Sarthy, J)**

P.K.P./Amrendra

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